NINE TO CONSIDER POLICE LAW

CHAMBER OF COMMERCE MEET-ING APPLAUDS THE MAYOR.

More Permanent Tenure and Absolute Power of Removal for Police Head Suggested-Committee to Recommend Legislation-Shepard on Useless and Corrupting Search for Hidden Vice.

The Chamber of Commerce conference on police affairs called together yesterday afternoon several hundred citizens whose names are well known in connection with public affairs. William Stephen Devery, who had said that he would be there, did not show up; he thought the conference was to be to-day.

Isaac N. Seligman called the meeting to order and Austen G. Fox was elected chairman. Edward T. Devine was made secre-He read the following letter from the Mayor, which was greeted with ap-

"GENTLEMEN: I regret that my official duties will prevent my attendance at your meeting this afternoon, but I wish to acknowledge your courteous invitation and to say that you have my unqualified support in your undertaking.

"As I understand it, the purpose of your adopted. meeting is the consideration of the question of the improvement of the Police Department, and is undertaken not from any spirit of alarm nor with a view of serving the cause of any political party or faction, but solely with the object of accomplishing a lasting benefit to the city. So long as you preserve this attitude your movement will command the respect and support of all strong and intelligent citizens, and cannot fail ultimately to produce good results.

We have a magnificent police force, whose work is in many respects commendable, but I am far from maintaining that there are not evils, and serious evils, which must be eradicated before we can feel we have approached the American ideal of the greatest American city. Most of these evils, it is true, are incident to our development, but that does not relieve us from the duty of remedying them, and organized effort should be directed to reform the police system so that it shall aid and reflect our advancement, and not be a drag upon it. The Police Department should be made an instrument in the promotion of our progress.

"Of course, the conditions on which the police have to act, react upon them in turn, and many evils which are generally regarded as incident to the system are in reality incident to human nature itself. reality incident to human nature itself. Dealing with a heterogeneous population of great magnitude, in a very congested space, is the perplexing problem of our civilization, and laws which unduly restrict the rational liberty of the citizen fail to command respect. Disrespect for one kind of law frequently begets a disrespect of others essential to public well-being. Correction of some of the evils must come through intelligent legislation which will not prohibit, needlessly, acts which will not prohibit, needlessly, acts which would otherwise be innocent.
"Spasmodic effort, nowever, will accomplish little. What is required is intelligent.

persistent and confident endeavor, estab lishing each improvement firmly so that there shall be no retrogression, and to the aid of such a cause I assure you, gentle-men, you may command me. Respectfully, "GEO. B. McCLELLAN, Mayor."

e following letter from Elihu Root Fulton Cutting was also read; "MY DEAR MR. CUTTING: I regret that "MY DEAR MR. CUITING: I regret that the argument of a cause in another State will prevent my attending the meeting on police matters on Monday. I do not know how much can be accomplished in the present, but we can at least get the benefit of intelligent and temporate discussion on the subject; and if, as I anticipate, we find that there are serious defects in our laws, we can endeavor to move public n our laws, we can endeavor to move public

sincerely yours. ELIHU ROOT. Resolutions were offered by Mr. Selig-man to the effect that the meeting should appoint a committee of nine to look into the present condition of the Police Depart-

the present condition of the Police Department and to correct any abuses therein found by the promotion of remedial legislation.

Charles Stewart Smith took the floor and explained that the Chamber of Commerce had allowed the use of its hall for the conference merely as a public spirited body, but had no responsibility for anything which the conference did or failed to do. Mr. Smith said that he did not believe the postponed again. The charges against the two captains under him, and their cases will probably be disposed of or at least got well under the postponed again. The charges against the two captains under him, and their cases will probably be disposed of or at least got well under the postponed spin to the said that he did not believe the postponed is comes up.

"I believe him to be eminently wise, honest and sincere. That things are not better now merely shows the difficulty of the problem which he faces."

Col. Joel B. Erhardt, who was once a Police Commissioner, said that he thought there ought to be a general reorganization of the police laws as well as of the personnel. We were found of comparing the police force to an army; in the army the men are enlisted for three years and the officers for life. In the Police Department the rank and file are in for life and the officers for a minute. The Mayor or the Governor can throw out a Commissioner without notice and without trial. The Commissioner ought to have a tenure of office comparable to that of the men under or at least of ten years.

toon system. He said that it compelled the men to undertake the impossible task of walking eight hours at a stretch without rest and that the sixteen hours off duty had enabled many of them to keep mis-tresses instead of going home as they used to. Col. Erhardt said that the force was getting worse all the time, because the bad men all stayed in, while the good ones

sometimes retired.

J. Noble Hayes said that what was needed was not a change in the laws, but in the men who enforced the laws. The force needed to have a man over it who governed

Jacob H. Schiff said that an army whose general was likely to be changed every two years would never be an effective

army.

"Every policeman," he said, "knows that after a Strong, a Low or a McClellan there is almost certain to come another type of Mayor—I will not mention names." | Laughter. | Mr. Schiff added that Mayor McClelland, administration had been a magnification administration had been a magnifilan's administration had been a magnifi-cent disappointment to him in the best sense of the words.

George L. Rives said that he thought the power of reinstating dismissed police-men ought to be taken away from the courts. Mr. Rives asked what sort of a courts. Mr. Haves asked what sort of a dinner would be cooked by a woman who had been dismissed from the kitchen of any one present—even wrongfully dis-missed—but who had been put back into the kitchen by order of the Supreme Court. Policemen wrongfully dismissed ought to have a remedy in money damages, but not in reinstatement. Anyway, said Mr. Rives, it was better for an injustice to be done to so pure minded and public spirited a citi-ken as Inspector Cross than that monstrous injustice should be done year in and year out to three and a half millions of people.

A letter from Edward M. Shepard was

read, in which he said in part:

It is natural and easy to say what we want is "a man," that the system will then take care of itself. That has been said under every municipal administration as far back as I can remember. The doctrine treats the problem as one for picturesque and dramatic treatment. Somebody or other in the official or public life of the city is to hold the centre of the stage, to play to the galleries in which many of the best citizens, and most of the rest of us, sit, ready to applaud what is striking and entertaining and lively, and slow indeed to applaud patient, thorough, constructive work done by those whose modesty increases with their real knowledge and mastery of this most difficult problem. We generally, and too often rightly attack the Chief of the Police. That is always an easy and exhibitating task, and it requires no nainsusking thought. We rejoice, therefore, at the simple conclusion that the whole problem is to get "a man"—which always means, "of course, some other man than the man now read, in which he said in part:

Therefore it is that I rejoice at the move Therefore it is that I rejoice at the movement the Chamber of Commerce meeting will begin on Monday. Your committee, I trust will consider the method of testing the fitness of men to remain on the police force. They will also, I trust, consider the organization of the force, and especially the relations of the men in uniform who ought to be "peace officers" in the truesense of the word, and not spies, with that other force of detectives, the necessity of which is as imperative as it is to be regretted. Your committee will not, I trust, overlook the border line separating the legitimate and useful search for crime and criminals from that useless, corrupting search for hidden vice which breeds blackmail and undermines that liberty of the citizen, that sacred immunity of his house, which makes of it the castle of which, as Judge Gaynor has usefully pointed out, our jurisprudence and civilization has a share a least that the resident the search and civilization has a search to be refer the resident that the resident than the resident the resident that the resident the resident that the resident the resident that the resident the resident than the resident that the resident the resident that the resident the resident that the resident that the resident that the resident the resident that the resident the resident that the resid

M'ADOO'S POLICE PLANS.

Draught of Legislation Sent to the Mayor -Tighe's Case Goes Over.

Commissioner McAdoo sent yesterday to the Mayor the scheme of legislation for the Police Department of which he completed the draught last week. He refused to make the details public or discuss them until the Mayor had passed on them.

I have embodied in this report my ideas and convictions regarding remedial police legislation," he said, "and will send it to the Mayor to-day. I hope to meet him to-morrow and get his views. I have no objections, if it is agreeable to him, to submitting the laws to a committee of the Chamber of Commerce meeting, and I will be glad if they see fit to push the hill in Albany. I think they will agree with cardinal principles of my measures and I have no pride of authorship and will be willing to have them amend the suggestions provided they do not eliminate what I consider vital parts. I do not claim these ideas are perfect or cannot be im-

It is understood that a principal feature of Mr. McAdoo's plan is the complete separation of the detective and uniformed branches of the force under distinct commanding officers.

The trial of Capt. Robert A. Tighe on and gentleness charges of failing to suppress poolrooms and disorderly houses in the Mercer street precinct and of making false reports to Headquarters concerning his attempts to get evidence against suspected places, was ostponed again yesterday on account of the illness of his counsel, Louis J. Grant-The case was adjourned last week because Grant said he had not been able to get at

certain official documents that he needed. stated that Grant was confined to his bed with the grip. He said Grant had thought until Sunday night he would be able to proceed. Rouss had a physician's certificate saying that Grant would probably be kept in the house until Thursday.

Prosecutor Lindsley opposed the adjourment, but Trial Judge McAvoy put the case over until next Friday, Feb. 3. "The case must go on then whether

Grant is well or not," said McAvoy. The score or so of witnesses were then opinion in the direction of having the laws changed. I hope to be able to do my share of the work with you hereafter. Very not yet even pleaded to the charges. served with new subpœnas. Tighe has

charges yesterday at the Delancey street m

Police Department was now or ever again would be in as bad condition as it was at the time of the Lexow investigation. Of Mayor McClellan he said:

"I believe him to be eminently wise, bonest and sincered."

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"The believe him to be eminently wise, bonest and sincered." every man would be held strictly to account and that the good performance of duty alone would count for preferment. The best men, as shown by what they do will be the ones he will use. He talked

long and vigorously about collusion between pelice and criminals.

"We can have an honest administration, he said. "I have proved that to my satisfaction in precincts I have commanded and we are going to have one here."

O'Brien says he is looking over his force.

and we are going to have one here.

O'Brien says he is looking over his force now and getting acquainted with it.

"I have been under the weather for a few days," he said, "but in a few days, as soon as I find what I have here to work with, I expect to begin to get things in shape. We're up against a difficult task now. The closing of a large number of hape. We're up against a uniform of a large number of a large number of a large number of the closing houses has thrown now. The closing of a large number of poolrooms and gambling houses has thrown out a big number of men who are playing the part of hold-up men and burglars to get money. I think that explains the great number of such cases in town just now. I am for closing the poolrooms, but it makes work for this department.

but it makes work for this department. I have warned my men that we must use extreme efforts to catch the criminals.

"The one thing I am determined on is that there shall be no collusion on the part of the police with criminals. Certain vices have existed since the world began, I suppose, and will last until the end. But I ose, and will last until the end. But am bound that my men shall not profit by the running of such places against the law. Those places can be prevented from run-ning openly and profitably and they must of be allowed to run secretly because the blice, as it is broadly hinted that they b, receive part of the proceeds for allow-

Commissioner McAdoo said that he hought there was a good deal of truth in O'Brien's theory, that a large number if men who have been employed in illegal claces, thrown out of their jobs, are resortng to desperate measures to replace the

"Two poolrooms I can recall employed seventy men between them," he said.
"Those men have had their money cut off.
On one day soon after the recent raids, I aminformed, 1:000 men went over to Brook-lyn looking for places to take bets. The am informed, 1,000 men went over to Brook-lyn looking for places to take bets. That gives some idea of the number of men affected. It is reasonable to suppose that some of them reading accounts of men getting money at the pistol point and escaping should try it themselves." Mr. McAdoo announced yesterday that he was holding off the consideration of he was bolding off the consideration of Inspector McClusky's report concern-ing the Brilboy Wilson case. This is the case in which McClusky, while head of the Detective Eureau, got two Tatun robberies mixed up in his mind and ove robberies mixed up in his mind and over robberies mixed up in his mind and over which he got into a wrangle with Detective Sergeant Eggns.

Mr. McAdoo will await the outcome of

the Wilson case before the Grand Jury before he goes into McClusky's report or decides as to what further action he

Discharge for S. F. B. Morse. Samuel F. B. Morse, one of the partners in the firm of Daniel J. Sully & Co., cotton brokers of 43 Exchange place, has been discharged from bankruptcy by Judge Holt in the United States District Court. The discharge covers individual and part-nership debts. The partnership debts were of course, some other man than the man now \$4,599,382, and the individual debts \$21,500.

PUZZLE FOR WOMEN PATRIOTS

THEY'RE WORRIED, OR SHOULD BE, ON HOW TO SALUTE THE FLAG.

Young Girl Asks President Roosevelt About It and He's Stumped-Bayonne Club Gets Opinions From Dewey. Miles, and Others Who Should Know.

Some months ago Mr. and Mrs. Charles H. Beach of 99 Newman avenue, Bayonne, N. J., attended a reception at the White House. With them was their young daugh- Most got out. ter, Helen. As she was presented to President Roosevelt she asked:

"Mr. President, will you kindly tell me Warner's views. just how a girl ought to salute the Ameri-

The President was stumped. He replied: "Now, my dear child, if you were only a boy I could readily tell you that the proper way to salute the flag would be to raise your hat and then drop your arm to your side. but just how a girl should salute, really I cannot sav."

should salute the flag has been taken up by the Bayonne Political Social Club. Letters were sent to men prominent in the army and navy and in political life, and the club will meet next Monday afternoon, at which time the president, Mrs. Alexander Christie, will read the answers. If the club decides in favor of any of the suggestions, the members will endeavor to get organizations of women throughout the country to adopt the same method so that the question that stumped the President may be settled for good. Here are some of the replies received by the club:

Admiral George Dewey-I see no advantage in establishing a form of salute to the flag which shall be distinctive with

to the flag which shall be distinctive with the female sex. The salute which has been employed by men for many years is given by raising the right hand to the forehead and then dropping the hand, and there seems to be no reason why ladies and girls should not use the same form of salute.

Admiral W. S. Schley—I believe a salute to the flag by the mothers and daughters of our land should be made with the tall hand on the heart and the head reverently bowed, the reason being that the heart is the home of love, respect and reverence—the seat of all that is purest, noblest and the seat of all that is purest, noblest and best in our nature. With the right hand placed over the heart and the head reverently bowed in homage to the symbol which guards the home they honor, and which the modern knight protects, would seem to me to bring the saluteto the flag made by each into that happy accord of strength

Gen. Fitzhugh Lee-I think an appro priate salute for a girl to make to the flag would be to stand at attention and kiss her right hand.

Gen. Chaffee-If the salute is to be a ceremony performed in unison by a number of girls it is suggested that a positive act of salute which might be performed, and it is believed has been used for some purposes. and which is not ungraceful and quite When the case was called yesterday at effective in mass, is, at some signal, to or other receptacle and held pendent from the right hand, the forearm being held horizontally to the front or upward at an angle of about 45 degrees. Admiral Evans—I find that at many naval

Admiral Evans—I find that at many naval stations the custom has grown in favor for the ladies and young girls to stand at attention and salute the colors the same as the officers do. The only other salute I can think of is the courtesy. I have seen crowds of ladies in foreign countries courtesy to the ruler as he or she passed and it was most striking and effective. Such a salute to our flag, it seems to me, would be most becoming from our women. Former Secretary of the Navy John D. Long—I can think of no better salute

not yet even pleaded to the charges.

Capt. John W. O'Connor, who also got into trouble in the Mercer street precinct of the shall start these was accorded in the bring of the hat. Gen. F. D. Grant—It would seem to ne that the simple bowing of the head

Gen. Nelson A. Miles-I do not think

Gen. Nelson A. Miles—I do not think a military salute would be suitable. I would suggest placing the right hand across the breast with the middle finger directed toward the point of the left shoulder, the head at the same time being lowered.

Gen. J. M. Schofield—My suggestion is that all should stand erect, facing the flag, the ladies making the usual courtesy at the time when the gentlemen remove their bats. All should then stand in the position of silent, respectful "attention" during the short period of the official salute.

Acting Secretary of the Navy Charles H. Darling—I am of the opinion that if any gesture or salute is to be given by girls the regulation salute of raising the hand to the forehead or hat is the one most ap-

Past Commander-in-Chief of the Grand Army of the Republic John C. Black-For a number of years the Grand Army of the a number of years the Grand Army of the Republic, uniting in this particular with the American Flag Association, has been presenting to the youth of the land in the schools a salute to the flag—a very simple one which is practised now daily, or at least upon all suitable occasions. In the presence of the raised flag the child, standing, lays hand upon the heart, the feet of the flag. hand upon the heart, then to the forehead. I give my heart and my head and my hand to my country." It seems to me that no improvement can be made on this simple, affectionate and patrictic salute, nor am I able to see why an American girl may as readily acquire and as gracefully exe-cute this salute as any that could be de-vised, nor why she and her brother should

ALBERTSON'S FIGHT FOR TITLE. Decision Reserved as to Mandamus to Make Him Inspector Again.

Supreme Court Justice Leventritt reserved decision yesterday on the application of Police Captain Charles L. Albertson for a mandamus directing Police Commissioner McAdoo to reinstate him as an inspector. Albertson stated in his application that he had been on the force since 1878 and was made inspector by Commissioner Greene in March, 1903, having passed a civil service examination in which he got second place. Commissioner McAdoo reduced him because two dismissed inspectors were reinstated by the courts.

Assistant Corporation Counsel Farley argued that under the circumstances the Commissioner had the right and power to reduce Albertson pending a vacancy. M'ADOO AFTER MOCK MARRIAGE. Drastle Punishment for Too Funny Cops

if Guilty Ones Are Found. Commissioner McAdoo is himself investigating the charge that a mock marriage was performed in the East Fifty-first street station last December. He summoned Sergt. James McDonald, against whom charges have been prepared by Deputy Commissioner Lindsley, to Head-quarters yesterday. To-day he will see McDonald and will also examine three of the four policemen who were absent when Lindsley investigated on Saturday. The fourth is sick. McAdoo also hopes to have Mr. and Mrs. Bay, the victims of the alleged joke, down. The Commissioner plans drastic action if he finds the allegations are substantiated.

ANARCHISTS BURY A HATCHET. Most and Emma Goldman Appear on the Same Platform.

The Russian revolution has already accomplished one great end. It has caused Herr Most and Emma Goldman to make it up-pretty nearly. The New York Anarchist Circle held a meeting in Grand Irving Palace last night, and Emma and the Herr made it up far enough to speak from the same platform in spite of their old feud. Emma Goldman didn't appear until Most had sat down and as soon as she mounted the platform, to loud cheers,

The speeches were not so very red botnot nearly so warm as John De Witt This is about the flercest thing Herr Mos

"If an individual throws a bomb he's an Anarchist. If a thousand men throw bombs its a revolution."

the speech of Emma Goldman:

And here are some little explosions from

"The Czar deserves no other fate than that of his grandfather, Alexander II. He Miss Helen was disappointed. Since will meet no other fate if the working peoshe returned, the question as to how girls | ple do their duty. The workingmen wil never get their freedom through petitions, Even if you walk the streets of New York without food you are happier than the York without food you are happier than the Czar. He trembles as he rules on his jewelled throne; trembles as he sits at his extravagant meals; trembles as he lies in his luxuriant bed. So do all his retinue, from his thieving Dukes to his bloody Cossacks. It is only a question of time when his turn comes. No matter how high a wall of troops he builds around himself, the people will break it as the Japanese broke the walls of Port Arthur.

"Brethren of Russia! when the work is done, don't stand still. We don't want to supplant a Czar in Russia by a government. Don't supplant one form of tyranny by another. We don't want reforms—we want freedom!"

e want freedom!"
Then an Anarchist with drooping whiskers

*Of course, I'd put my name to such a paper," said Richard Watson Gilder. "But we can't even be sure that Gorki is con-demned to death. It has been affirmed and then contradicted. The first step is to

and then contradicted. The first step is to find if he really is in danger.

"Andrew D. White, who is now at Ithaca would be a good head for any such move-ment. He knows Russia, and he knows the palace red tape, so that he might place such a petition where it would do good."

NEW BUILDING BOARD READY. Organizes With Thomas Hughes President -Housesmiths Still Out.

The Associated Building Trades, the revival of the old Board of Building Trades and Building Trades Alliance, organized permanently last evening, adopted a constitution and elected officers, and is now 10 o'clock, Jacob Rouss of Grant's office have the handkerchiefs drawn from the belt ready for business. It represents thirtythree unions in the building trades, with a combined membership of 75,000. The only large union not represented in it so far is the Housesmiths' Union. A committee was appointed to try to bring the house-

A committee will be appointed within a week to go to the Building Trades Employers' Association and demand a conference

ers' Association and demand a conference to end the lockout.

The officers of the new organization are: President, Thomas A. Hughes of the Sheet Metal Workers; vice-president, John Follam of the plasterers' helpers; secretary, D. R. Tompkins of the tile layers; treasurer, William O'Neill of the waterproof workers; sergeant-at-arms, Arthur Dunn of the steamfitters' helpers. The only paid officer will be the secretary, who will get \$30 a week and office expenses.

Conroy Bros. of 187th street and Madison

Conroy Bros. of 137th street and Madison avenue, members of the Employing Plas-terers' Association, reemployed its locked out workmen yesterday and has resigned from the employers' association, of which it was a member. The firm said it could not afford to wait any longer for the end of the lock-out. James Thompson, president of the Employing Plasterers' Association, said last night that an odd firm breaking away from the association meant nothing

MARRIAGE AND DIVORCE

The President Urges Action by Congress

Toward Securing Uniform Divorce Laws. Washington, Jan. 30. - President Roosevelt added another chapter to-day to his utterances on marriage and divorce. This time it was in the form of an official message to Congress in the interest of securing uniform laws on the subject. The message was the outcome of the appeal made to him on Friday by a committee of the Protestant Episcopal Church, headed by Bishop Doane of Albany. In the message | said:

"I call the attention of the Congress to the fact that no statistics have been col-lected by the Federal Government upon the subject of marriage and divorce since the year 1888, and that but few of the States have made provision for the collection of

"The institution of marriage is, of course, at the very foundation of our social organization, and all influences that affect that zation, and all influences that affect that institution are of vital concern to the people of the whole country. There is a wide-spread conviction that the divorce laws are dangerously lax in some of the States, resulting in a diminishing regard for the sanctity of the marriage relation.

"The hope is entertained that cooperation among the several States can be secured to the end that there may be enacted upon the subject of marriage and divorce uniform

the subject of marriage and divorce uniform laws containing all possible safeguards for the security of the family. Intelligent and prudent action in that direction will be greatly promoted by securing reliable and trustworthy statistics on marriage and divorce. I deem the matter of sufficient general importance to recommend that the general importance to recommend that the Director of the Census be authorized by appropriate legislation to collect and publish statistics pertaining to that subject, covering the period from 1886 to the ipresent

FEW HUNGRY SCHOOL CHILDREN. Woman Investigator Says Their Parents

Go Without Food Instead. "The percentage of children who go breakfastless to school, I have found by investigation to be very small," said Mrs. Harry Hastings st a meeting of the Women's Conference of the Society for Ethical Culture at 33 Central Park West yesterday

ernoon.
"Robert Hunter stated that many thou-"Robert Hunter stated that many thousands of school children attended school every day without breakfast, but, with the assistance of several principals, I found that comparatively few children go to school without breakfast, although many of the parents of these poor children on the East Side may go without."

Mrs. Hastings's statement closed a meeting devoted to "Women in the Professions." A woman doctor and a woman statistician talked to the members of their own work and experiences.

work and experiences.

Hebrew Infant Asylum

The annual meeting of the Hebrew Infant Asylum will be held in Tuxedo Hall, Madison avenue and Fifty-ninth street, this evening, when the reports of the president and board of directors will be read. A president, vice-president and eight directors will be elected. The polls will be open from 9 to 10 o'clock.

MORSE TO TESTIFY NEXT WEEK

HUMMEL AND STEINHARDT JOIN TO FIGHT INDICTMENTS.

February Grand Jury to Resume the Inguiry as Soon as Mr. Morse Arrives A Subporna Was Ready for Him, but His Counsel Undertoek to Produce Him.

Charles W. Morse, who is a passenger on the steamship Deutschand, which expected to arrive to-day, will be a witness before the February Grand Jury a week from to-day. The February Grand Jury will jump right into the investigation of the Dodge-Morse marriage and divorce tangle, the labors of the January Grand Jury having resulted in the indictment of Messrs. Hummel, Fursman, Dodge, Steinhardt and Bracken.

Mr. Morse will not be subpoensed when the Deutschland arrives. His counsel, Samuel Untermyer, has promised that he will be at the disposal of the District Attorney at any time. Mr. Untermyer heard yesterday afternoon that it was the intention of the District Attorney's office to subpoena Mr. Morse as soon as he reached Manhattan, and he immediately communicated with the office and said that his client would appear without any official summons

"Mr. Morse's friends," said one of them yesterday, "consider that there is too much of a brass band and fireworks display about this case. Mr. Morse has given out his business on the other side and is travelling 3,000 miles to help out the District Attorney. He is returning to this country at the request of Assistant District Attorney Rand, communicated to Mr. Untermyer. Although Rand notified Mr. Untermyer later that Mr. Morse was not wanted, Mr. Morse is, nevertheless, on his way." No one in the District Attorney's office

No one in the District Attorney's office would disclose yesterday who would be the other witnesses before the February Grand Jury. Effort is still being made to find Edward Bracken, the private detective who is under indictment for perjury. Bracken handled a good deal of the money Dodge squandered in Texas.

Abe Hummel and Benjamin Steinhardt, who are jointly charged with conspiracy and subornation of perjury, had a con-

who are jointly charged with conspiracy and subornation of perjury, had a conference yesterds, at which was decided that they would fight the indictments together as law partners. After the conference, Mr. Steinhardt said:

"I am going to fight, and I will make a laughing stock of Jerome before I am through. I should never have been indicted. Mr. John R. Dos Passos is my friend. When he heard that I was in trouble he offered to help me, and I was glad to accept his offer. That is why he is my attorney. I am still a member of this firm, and my relations with Mr. Hummel are pleasant. Mrs. Steinhardt never had any intention of seeing Mr. Jerome. As a matter of fact, she knows nothing about the case."

Mr. Steinhardt's counsel said:

Mr. Steinhardt's counsel said:
"As I was only called into the case vesterday, I have not examined the indictments, and I do not know what the procedure will be. According to Mr. Stein-hardt's story, no jury can convict him. He is confident that he will clear himself of these charges. He tells me that there is no truth in the story that he and Mr. Hum-mel are at loggerheads."

Mr. Steinhardt will be arraigned to-day to plead. A formal notice was served on the District Attorney yesterday that ex-Judge D-Cady Herrick, counsel for ex-Justice Fursman, and DeLancey Nicoll of Nicoll, Anable & Lindsay, counsel for Mr. Hummel, would apply to-day for permis-sion to inspect the minutes of the Grand

Jury. The January Grand Jury will adjourn

LOOSE CORPORATION LAW. President Urges That the Right of Incor-

poration in the District Be Suspended. WASHINGTON, Jan. 30.-In a message sent to the Senate and House to-day President Roosevelt urged that the right of incorporation in the District of Columbia should be suspended until Congress devised proper legislation to correct existing of ticket speculators blocking the street abuses under it. He pointed out that in in front of the New York Theatre. the last two years 2,211 companies had "I got hot when I saw that crow been incorporated, with a total authorized capital of \$4,000,000,000.

"Many of the companies thus incorporated," he said, "represent no actual investment, and may be used by unscrupulous persons to perpetrate frauds upon the public and upon those who may be deluded into investing in their stock."

The President cited figures to show that on one day last week one person presented articles for incorporating fourteen com-panies and another person articles for in-corporating thirty-eight companies, in each case the same persons being named as trustees. The aggregate authorized capital of the thirty-eight companies was \$43,000,000. This week fifty-four more applications for incorporation for as many companies were made by one person, and the same three persons who have been named as trustees in the other cases were named as trustees in each of these. The authorized capital of these companies was more than \$300,000,000.

In recommending Congress to consider the subject immediately the President

The case calls for the most radical remedy. The right of incorporation ought to be suspended at once until Congress can to be suspended at once until Congress can devise proper legislation for guarding its exercise. Moreover, measures ought to be taken to annul the charters which have already been issued, either by their direct repeal, if that be possible under the Constitution, or by what other legislative action may be deemed necessary. I doubt not that Congress has already seen the necessity of replacing these vicious incorporation laws by those which are governed by sounder principles, which will forbid the issuance of stock or bonds in excess of the actual investment and permit forbid the issuance of stock or bonds in excess of the actual investment and permit a proper public supervision. When such a law shall have been enacted all legitimate corporations which may have been formed under the existing law may readily be incorporated.

corporated."

Senator Gallinger, chairman of the District of Columbia Committee, said that a bill which would carry the President's recommendation into effect had been reported to the Senate last April, and the House had passed a billalong the same lines. He said that charters so obtained were sold outside of Washington and that the thing was a scandal and should be

COP FLETCHER IN A CELL. Took His Friends Hours to Find Ball in Snow ficket Theft Case.

Policeman Frank Fletcher, who was rrested Sunday by Detective Reardon of the District Attorney's office after he had attempted to peddle stolen snow tickets. was held for examination in Jefferson Market police court and spent a good part of yesterday in one of the cells where he used

yesterday in one of the cells where he used to land his prisoners.

When the case was adjourned till this afternoon, Fletcher wanted the Court to wait for his counsel, Wauhope Lynn.

"No," said Magistrate Crane. "The District Attorney has asked that you be rict Attorney has asked that you be held on a short affidavit, and I am going to hold

you."

"Will you parole me in custody of Capt. Hughes?" asked the prisoner. Magistrate Crane shook his head.

"This is outside the Police Department," he said. The bail was fixed at \$500. It took Fletcher's friends all day to bring the bail to court. Meanwhile all the other bluecoats turned a cold shoulder to Fletcher.

Lottle Gilson Emmett, actress, of West Twenty-eighth street, liabilities \$3.852. has obtained a discharge in bankruptcy. It was she who introduced New York to the touching ballad "Daddy Wouldn't Buy Me a Bow-Wow."

We've built up the largest tailoring business in the world by surprising people with more than they expected to get and in not allowing them to take away garments which didn't come up to their expectations. Suits. to-measure-\$17. Trousers-\$4.50.

Our Full Dress Suits \$40, Tuxedos \$35, silk lined are examples of finest workmanship.

Broadway @ 9th St.

THE FIRE UNDER THE RIVER.

PUMPS BUSY FLOODING NORTH BROOKLYN TUNNEL.

No Other Way of Quenching Fire in Timbers Under Pressure of Four Atmespheres Workmen, Confused by Smoke, Led Out by Cool Foreman Reynolds. The fire in the outermost section of the

north tube of the East River tunnel which is being constructed from the Battery to Brooklyn stopped all progress in that bore yesterday. Nobody was able to go beyond the air lock and the pumps which are usually employed to keep the tube clear of water were busy all day pumping water in, so as to drown out the fire in the timbers caused by some careless workman's expiring candle.

The air pressure is kept up in the section so that no cave-in may take place, and this condition aids the fire. The pressure is about four atmospheres, and this greatly increases the amount and activity of the oxygen in the enclosed section. Even watersoaked timbers burn stubbornly in it. A boring which connects the north and

south lines of the tunnel has let the smoke

into the south tube, but the fire is confined

to the section where it started. At so'clock vesterday morning a gang of sixteen men went down in the north bore to take care of the air lock and keep guard against accident. To ap at 2 in the afternoon. Most of them were overcome by the smoke and needed the attention of the tunnel company's doctor, who was present. Some of the men said that they present. Some of the men said that they owed their safe return to the coolness of their foreman, John Reynolds, who guided them out when they became confused in the smoke. Another gang entered the tunnel at 4:30 under Chief Engineer Walton I.

Assistant Engineer Noble said last night that the fire would soon be extinguished by the flood of water that is being poured into the outer section, and that the section could be cleared by the powerful pumps in a very short time. Work might be de-layed for a few days, he thought, but there would be no serious damage. Just how much harm was being done could only be ascertained when the fire was extinguished and the air look opened.

Deputy-Chief Engineer Craven of the Bapid Transit Commission said that the fire was probably confined to the last 400 feet of the tunnel. The air lock is 1,000 feet of the tunnel.

fire was probably confined to the last 400 feet of the tunnel. The air lock is 1,000 feet out. He said that there was very little timbering in the tunnel and that there could be no serious damage.

It was rumored yesterday afternoon that a large number of men employed on the tunnel had been paid off, but this was denied by the engineer in charge. The men, it is said, are dissatisfied with their present pay, \$3 a day for seven hours, and are demanding \$4. They are supposed to be paid according to the air pressure in which they work, and they claim that this has been increased with no change in this has been increased with no change in the wages or working hours.

WAR ON SUNDAY COSTUME SHOWS.

Ticket Speculators Reveal Violation of Law to McAdoo-Flood Busy New. Commissioner McAdoo was much aroused on Sunday night when he found a crowd

"I'got hot when I saw that crowd," said the Commissioner yesterday. "I waded in and told them what I thought of them. Then I had the police clear them out. I next went inside, and so far as I could see there was a regular vaudeville performance going on, with costumes and everything. just as would take place on a week day I get reports on these places where Sunday concerts are given and each week the report says the performers were dressed their street costumes and did not violate

"I communicated with Capt. Flood of the West Forty-seventh street station and he reports to-day that he had two men there watching the performance—I believe this was the first 'concert' of the sort given there—and he had already received a com-plaint from the Rev. Francis J. Clay Moran

before he heard from me.

"I ordered that he get warrants for the managers. He says he is going to court managers. He says he is going to court to-day. He reports further that he had two men at Hammerstein's also, but no violation of the law was found there. He says he is acting under an order issued by former Commissioner Greene, that in such former Commissioner Greene, that in such cases evidence of the violation of the law shall be gathered on Sunday and the matter

shall be gathered on Sunday and the matter taken to court next day."
Louis Werba and Mark Lucher ran the concert. Werba is the manager of the New York for Klaw & Erlanger, and Lucher is manager for Klaw & Erlanger at the New Amsterdam. Both are young men and are related to the managers.
Capt. Flood of the West Forty-seventh street station served them both with summonses yesterday to appear before Magistrate Barlow in the West Side court. Both say they did not violate the law.

say they did not violate the law.

Other managers say a Sunday night show cannot be given without violating the law. Two years ago the Actors' Church Alli-ance made a complaint to the police about the way the Sunday law was violated in the way the Shinday law was violated in the theatres, and the police were active for a time in seeing that the law was enforced. While this activity lasted managers did not find it profitable to give Sunday shows. The Rev. Mr. Moran is a member of the

DEATH PENALTY FOR FURLONG, Nineteen Years Old, Who Murdered His Aunt to Rob Her

It took a jury fifteen minutes yesterday to convict Frank Furlong, 19 years old, of murder in the first degree for killing his aunt, Mrs. Margaret Keeler of 82 East 115th street on Nov. 28 last. The boy, laughed when he heard the verdict. He will be ntenced next Monday.

Mrs. Keeler was found dead in bed by
Mrs. Keeler was found dead in bed by
Mrs. When he

her twelve-year-old son, Willie, when he returned from school. Furlong, whom she had fed and cared for, had clubbed her over the head with an iron bar, torn her earrings from her ears and stolen two diamond rings from her fingers. The defence was insanity. Hotelkeeper McCree's Injuries Fatal.

NUTLEY, N. J., Jan. 30.-Nicholas McCree, the hotelkeeper who was shot Saturday by Joseph Vigiono after a game of cards, died in the Mountainside Hospital at Montclair last night. As a result of McCree's death a charge of murder has been sworn out against Vigiono. Vigiono has not been captured, but the county detectives say they will get him inside of twenty-four hours.

Vaudeville at Bellevue.

A vaudeville entertainment, planned by Mrs. Michael J. Rickard, wife of Supt. Rickard of Bellevue Hospital, was given in the amphitheatre at the hospital last week. The programme, which included contributions by a dozen amateur and professional artists was enjoyed by 300 convalescent patients and many members of the hospital staff.



Trousers Sale.

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Fine Worsted Winter Trousers it is easy to find here what you want. Price is easy, too.

400 pairs formerly priced \$7. \$6.50 & \$6,

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The latest style and make.

A pair of them worn with any dark coat makes a welcome change

in one's apparel. Hackett, Carhart & Co Cor. 13th St. BROADWAY Cor. Canai St.



UNION PACIFIC Winter Tourist tickets to Denver, Colorado Springs, and Pueblo, on sale daily to April 30, inclu-sive, with final return limit June 1, 1905, from

ST. LOUIS \$39.20 CH!CAGO \$47.20

Be sure your ticket reads over this line. Inquire of R.TENBROECK, Cen'l Eastern Agt.

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\$7.00 Russet Bluchers at \$3.98. It's leather lined, made over flat lasts and guaranteed waterproof. \$5.00 Calf Dip Toes, \$2.85

It's the smartest Shoe in town. Can't be got elsewhere. \$7.00 Patent Leathers (Button). \$3.49.

All are Flat Lasts, Dip Toe and Milltary Heels. TRIAL OF CORONER JACKSON ON

Eight Jurors Obtained Yesterday in a Crowded Court Room. Eight jurors were obtained before Recorder Goff yesterday for the trial of Coroner Jackson on the charge of tempted bribery. The foreman of the is Sebastian G. Brinkman, a skyligh of 639 West 148th street. Frank Mr. Jackson's counsel and Assistant trict Attorney Rand will prosecute oner Jackson will be tried on the chi that he attempted to get \$500 from Be min Reass, to fix the case of 'Dr.'
W. Alexander, charged with homicide.
Mr. Moss, District Attorney Je
and Recorder Goff were all associate
the Lexow investigation and the g
that came to hear the trial yeste

that came to hear th SHAKE-UP FOR BUILDERS

No More Obstructing of Streets Will Materials, Says 52cAdoo. On my way downtown this morning saw two places on Fifth avenue w builders were obstructing the sidew and part of the streets with their materias aid Commissioner McAdoo, yesteri "That sort of thing can't be tolerated went into those places personally and the men responsible they'd have to obtain the men responsible they'd have to obtain the men responsible they about the street about the str up. They made excuses about the and so on. One of them said he

up just as soon as he could. I to he'd have to do it sooner than the thing has got to stop." New Columbia Law Debating Co The law students of Columbia formed a new society, to be known a Columbia Law Forum, estensibly for pra-tice in debate and public speaking. students only are eligible for membership